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United States of America

IN THE UNITED STATES DISTRICT COURT  
  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
FELICIA SHAW,  
  
Defendant.

CASE NO. 2:23-CR-00150 DJC  
  
STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER  
  
DATE: August 8, 2024  
TIME: 9:00 a.m.  
COURT: Hon. Daniel J. Calabretta

**STIPULATION**

1. This matter was set for status conference before the Honorable Daniel Calabretta on August 8, 2024. ECF No. 71. Time has been excluded through and including August 8, 2024, as to all defendants, including the above-captioned defendant, Felicia Shaw. *Id.*

2. By this stipulation, the government and defendant Shaw (“the parties”) request to set a status conference on August 22, 2024, and to exclude time between August 8 and August 22, 2024, under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

a) Discovery associated with this case and produced to date includes reports, photographs, and other digital evidence which has been either produced directly to counsel and/or made available for inspection and copying.

b) Since the last requested continuance, the government has produced several

1 thousand pages of additional discovery under the protective order. *See* ECF 60, 64.

2 c) Counsel for the defendant desires additional time to consult with their client,  
3 review the current charges, conduct investigation and research related to the charges, to review  
4 and copy discovery for this matter, and to otherwise prepare for trial. Counsel for the defendant  
5 believes that the failure to grant the above-requested continuance would deny him the reasonable  
6 time necessary for effective preparation, taking into account the exercise of due diligence.

7 d) The government joins the request to continue.

8 e) Based on the above-stated findings, the ends of justice served by continuing the  
9 case as requested outweigh the interest of the public and the defendant in a trial within the  
10 original date prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
12 et seq., within which trial must commence, the time period of August 8 to August 22, 2024, is  
13 deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it  
14 results from a continuance granted by the Court at defendant's request on the basis of the Court's  
15 finding that the ends of justice served by taking such action outweigh the best interest of the  
16 public and the defendant in a speedy trial.

17 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
18 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
19 must commence.

20 IT IS SO STIPULATED.

21 Dated: August 1, 2024

22 PHILLIP A. TALBERT  
23 United States Attorney

24 /s/ ALEXIS KLEIN  
25 ALEXIS KLEIN  
26 ROSS PEARSON  
27 Assistant United States Attorneys

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2 Dated: August 5, 2024

/s/ PHILLIP COZENS  
PHILLIP COZENS  
Counsel for Defendant  
FELICIA SHAW

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6 **ORDER**

7 The Court, having received, read, and considered the parties' stipulation, and good cause  
8 appearing therefrom, adopts the parties' stipulation in its entirety as its order. The Court vacates the  
9 August 8, 2024, status conference and resets the matter for a status conference on August 22, 2024, at  
10 9:00 a.m. The Court also finds that based on the facts set forth in the parties' stipulation, the failure to  
11 exclude time between August 8 and August 22, 2024, would deny counsel reasonable time necessary for  
12 effective preparation, taking into account the exercise of due diligence. The Court further finds that the  
13 ends of justice served by the continuance outweigh the best interests of the public and the defendant in a  
14 speedy trial. Time from August 8 to August 22, 2024, is excluded from the computation of time within  
15 which the trial of this case must commence under the Speedy Trial Act, pursuant to 18 U.S.C. §  
16 3161(h)(7)(A) and (B)(iv), and Local Code T-4.

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18 IT IS SO FOUND AND ORDERED this 6th day of August, 2024.

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20 /s/ Daniel J. Calabretta  
THE HONORABLE DANIEL J. CALABRETTA  
21 UNITED STATES DISTRICT JUDGE  
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